1 2 3 4 UNITED STATES DISTRICT COURT 5 WESTERN DISTRICT OF WASHINGTON 6 AT TACOMA 7 THOMAS DENTON, Case No. C10-5093 RJB 8 Plaintiffs, ORDER ADOPTING A REPORT AND 9 RECOMMENDATION v. 10 FRED FOGUEROG, et al., 11 Defendants. 12 13 14 This matter comes before the Court on the Report and Recommendation of the 15 Honorable J. Richard Creatura, United States Magistrate Judge, dated September 20, 2010. Dkt. 16 19. No objection has been filed. 17 The Court, having reviewed the Report and Recommendation, and the remaining record, 18 does hereby find and ORDER: 19 1. The Court adopts the Report and Recommendation; 20 21 2. This action is **DISMISSED WITHOUT PREJUDICE** pursuant to Fed. R. Civ. P. 41 (a)(1)(A). 22 DATED this 15th day of October, 2010. 23 24 25 ROBERT J. BRYAN 26 United States District Judge

ORDER - 1